

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

TIMMY ALLEN DAVIS]	
Plaintiff,]	
]	
v.]	No. 3:14-1416
]	Judge Trauger
DR. MATTHEWS, et al.]	
Defendants.]	

M E M O R A N D U M

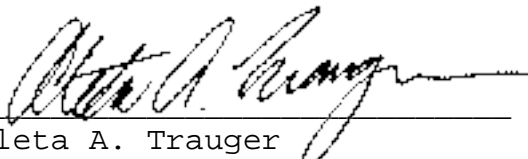
The plaintiff, proceeding *pro se*, is an inmate at the Turney Center Industrial Prison in Only, Tennessee. He brings this action pursuant to 42 U.S.C. § 1983 against Dr. Matthews, a physician at the Wilson County Jail; Southern Health Partners, presumably the health care provider for inmates at the Wilson County Jail; and the Wilson County Sheriff's Department; seeking damages.

While the plaintiff was an inmate at the Wilson County Jail, he developed "an ear problem". He claims that he was denied adequate medical care for that problem from November, 2012 till January, 2013.

The complaint arrived in the Clerk's Office on July 2, 2014. The plaintiff's claims arose when he was confined in the Wilson County Jail prior to his transfer in January, 2013. Thus, it appears that this action is time-barred by the one year statute of limitations imposed upon civil rights claims brought in Tennessee.

Merriweather v. City of Memphis, 107 F.3d 396, 398 (6th Cir.1997). Nothing in the complaint suggests that the statute should be tolled so as to permit the untimely filing of the complaint. The Court, therefore, concludes that the plaintiff has failed to state a claim upon which relief can be granted because this action is untimely. Dellis v. Corrections Corp. of America, 257 F.3d 508, 511 (6th Cir.2001)(*sua sponte* dismissal of an untimely prisoner complaint is appropriate). Under such circumstances, the Court is obliged to dismiss the complaint. 28 U.S.C. § 1915(e)(2).

An appropriate order will be entered.


Aleta A. Trauger
United States District Judge